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BEFORE THE ARIZONA TELECOMMUNICATIONS COMMISSION

DOCKETED

NOV 6 1996

RENZ D. JENNINGS  
CHAIRMAN  
MARCIA WEEKS  
COMMISSIONER  
CARL J. KUNASEK  
COMMISSIONER

DOCKETED BY

DOCKET NO. U-3021-96-448  
DOCKET NO. U-3245-96-448  
DOCKET NO. E-1051-96-448

IN THE MATTER OF THE PETITION OF  
AMERICAN COMMUNICATIONS SERVICES,  
INC. AND AMERICAN COMMUNICATIONS  
SERVICES OF PIMA COUNTY, INC. FOR  
ARBITRATION WITH U S WEST  
COMMUNICATIONS, INC. OF  
INTERCONNECTION RATES, TERMS, AND  
CONDITIONS PURSUANT TO 47 U.S.C.  
§ 252(b) OF THE TELECOMMUNICATIONS  
ACT OF 1996.

IN THE MATTER OF THE PETITION OF  
AT&T COMMUNICATIONS OF THE  
MOUNTAIN STATES, INC. FOR  
ARBITRATION WITH U S WEST  
COMMUNICATIONS, INC. OF  
INTERCONNECTION RATES, TERMS, AND  
CONDITIONS PURSUANT TO 47 U.S.C.  
§ 252(b) OF THE TELECOMMUNICATIONS  
ACT OF 1996.

IN THE MATTER OF THE PETITION OF  
MFS COMMUNICATIONS COMPANY, INC.  
FOR ARBITRATION WITH U S WEST  
COMMUNICATIONS, INC. OF  
INTERCONNECTION RATES, TERMS, AND  
CONDITIONS PURSUANT TO 47 U.S.C.  
§ 252(b) OF THE TELECOMMUNICATIONS  
ACT OF 1996.

IN THE MATTER OF THE PETITION OF  
TCG PHOENIX FOR ARBITRATION WITH  
U S WEST COMMUNICATIONS, INC. OF  
INTERCONNECTION RATES, TERMS, AND  
CONDITIONS PURSUANT TO 47 U.S.C.  
§ 252(b) OF THE TELECOMMUNICATIONS  
ACT OF 1996.

DOCKET NO. U-2428-96-417  
DOCKET NO. E-1051-96-417

DOCKET NO. U-2752-96-362  
DOCKET NO. E-1051-96-362

DOCKET NO. U-3016-96-402  
DOCKET NO. E-1051-96-402

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DOCKET NO. U-3021-96-448 ET AL.

1 IN THE MATTER OF THE PETITION OF )  
2 MCIMETRO ACCESS TRANSMISSION )  
3 SERVICES, INC. FOR ARBITRATION OF )  
4 THE RATES, TERMS, AND CONDITIONS OF )  
5 INTERCONNECTION WITH U S WEST )  
6 COMMUNICATIONS, INC. PURSUANT TO )  
7 47 U.S.C. § 252(b) OF THE )  
8 TELECOMMUNICATIONS ACT OF 1996. )

DOCKET NO. U-3175-96-479  
DOCKET NO. E-1051-96-479

9 IN THE MATTER OF THE PETITION OF )  
10 BROOKS FIBER COMMUNICATIONS OF )  
11 TUCSON, INC. FOR ARBITRATION OF THE )  
12 RATES, TERMS, AND CONDITIONS OF )  
13 INTERCONNECTION WITH U S WEST )  
14 COMMUNICATIONS, INC. PURSUANT TO )  
15 § 252(b) OF THE TELECOMMUNICATIONS )  
16 ACT OF 1996. )

DOCKET NO. U-3009-96-478  
DOCKET NO. E-1051-96-478

17 IN THE MATTER OF THE PETITION OF )  
18 SPRINT COMMUNICATIONS COMPANY, L.P. )  
19 FOR ARBITRATION WITH U S WEST )  
20 COMMUNICATIONS, INC. OF )  
21 INTERCONNECTION RATES, TERMS, AND )  
22 CONDITIONS PURSUANT TO 47 U.S.C. )  
23 § 252(b) OF THE TELECOMMUNICATIONS )  
24 ACT OF 1996. )

DOCKET NO. U-2432-96-505  
DOCKET NO. E-1051-96-505

25 IN THE MATTER OF THE PETITION OF )  
26 GST TUCSON LIGHTWAVE, INC. )  
27 FOR ARBITRATION OF THE )  
28 RATES, TERMS, AND CONDITIONS OF )  
INTERCONNECTION WITH U S WEST )  
COMMUNICATIONS, INC. PURSUANT TO )  
§ 252(b) OF THE TELECOMMUNICATIONS )  
ACT OF 1996. )

DOCKET NO. U-3155-96-527  
DOCKET NO. E-1051-96-527

**PROCEDURAL ORDER**

**BY THE COMMISSION:**

The Arizona Corporation Commission ("Commission") in Decision No. 59873, dated October 29, 1996 ordered the Arbitrators to establish a generic proceeding to determine permanent quality of service measurements/liquidated damages. Pursuant to A.A.C. R14-2-1501 through A.A.C. R14-2-1507 ("Arbitration and Mediation Rules") we hereby issue the following procedures.

IT IS THEREFORE ORDERED that an arbitration hearing shall be held commencing February 27, 1997 at 9:00 a.m., or as soon thereafter as is practical, at the Commission's offices, 1200 West

1 Washington Street, Phoenix, Arizona, for the purpose of determining permanent quality of service  
2 measurements/liquidated damages to be included in interconnection agreements with U S West  
3 Communications, Inc. ("U S West").

4 IT IS FURTHER ORDERED that a pre-arbitration conference shall be held on February 25, 1997  
5 at 1:30 p.m. at the Commission's Phoenix office for the purpose of discussing the scheduling of witnesses  
6 and the conduct of the arbitration.

7 IT IS FURTHER ORDERED that all parties to the consolidated cost study proceeding are  
8 automatically included as parties to this proceeding.

9 IT IS FURTHER ORDERED that intervention shall be in accordance with A.A.C. R14-3-105,  
10 except that all motions to intervene must be filed on or before December 23, 1996.

11 IT IS FURTHER ORDERED that U S West shall file direct testimony and associated exhibits  
12 to be presented at arbitration on or before January 10, 1997.

13 IT IS FURTHER ORDERED that at a minimum, U S West shall provide recommendations  
14 regarding the following:

- 15 • Services to be measured and reported including the measurement process to be used;
- 16 • How the costs should be determined for the measurement process and how those costs  
17 should be apportioned;
- 18 • What, if any, audit process shall be utilized;
- 19 • What, if any, should be the liquidated damages for failure to meet appropriate standards  
20 and legal basis for recommendation;
- 21 • The procedure for revision of standards, and triggers for such revisions, such as emerging  
22 technologies;
- 23 • Specific performance or other enforcement mechanisms for compliance with the  
24 nondiscrimination requirements of the Act; and
- 25 • Process to be followed for higher standards and/or additional measurements beyond those  
26 approved in this proceeding.

25 IT IS FURTHER ORDERED that direct testimony and associated exhibits to be presented at the  
26 arbitration by parties other than U S West shall be reduced to writing and filed on or before January 24,  
27 1997.

28 IT IS FURTHER ORDERED that any rebuttal testimony and associated exhibits to be presented

1 at the proceeding on behalf of U S West shall be reduced to writing and filed on or before February 7,  
2 1997.

3 IT IS FURTHER ORDERED that all parties other than U S West shall file on or before February  
4 18, 1997 comments/disagreements with U S West rebuttal and/or comments/disagreements with other  
5 parties pre-filed testimony.

6 IT IS FURTHER ORDERED that the original of any non-proprietary filings in this proceeding  
7 shall be made with Docket Control, with four copies of the filing to the Arbitrator.

8 IT IS FURTHER ORDERED that any proprietary filings shall be made with four copies to the  
9 Arbitrator with a non-proprietary summary filed with Docket Control.

10 IT IS FURTHER ORDERED that documents which contain mostly non-proprietary material  
11 shall be filed with Docket Control, with the proprietary portions redacted from the document, and  
12 accompanied by a notice of filing proprietary document with respect to the omitted proprietary portions.

13 IT IS FURTHER ORDERED that the proprietary documents, and proprietary portions of  
14 documents, shall be stamped on each page with either "proprietary" or "confidential" warnings, and shall  
15 be provided on non-white paper, to clearly indicate the proprietary nature of the documents.

16 IT IS FURTHER ORDERED that the Arbitrator may rescind, alter, amend, or waive any portion  
17 of this Procedural Order either by subsequent Procedural Order or by ruling at arbitration.

18 DATED this 6 day of November, 1996.

19  
20  
21  
22  
23   
JERRY L. RUDIBAUGH  
ARBITRATOR

24 Copies of the foregoing mailed/delivered  
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